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NO HOLIDAYS FOR THE BOARD

PUBLIC SERVICE COMMISSION SITS EVERY DAY IN THE YEAR.

From S A M. to 11 P. M. Somebody Will Be on Hand-Telephone Call 3625 Worth -Travis H. Whitney Secretary - Rice Old Railroad Commission Employees Re-Force Retained - Doubt About Funds.

From now on it ought not to be difficult for a man with a complaint to make against the transportation lines or the lighting companies to find some one to complain to up to the time when most good people go to bad Beginning with last night the office of the new Public Service Commission will be at his disposal, providing that he jets there by 11 P M. The office for a while will be at the old offices of the Rapid Transit Commission at 320 Broadway Secetary's telephone call 3625 Worth.

Chairman Willeox and his associates got to work again yesterday trying to digest the law and get their bearings. One of the first things they did was to put out a sign in the offices at 320 Broadway reading:

Public Service Commission of the First strict. Office hours 8 A. M. to 11 P. M." The law provides that the office shall be

open from 8 A. M. until 11 P.M. "every day n the year " The commissioners looked through the law but failed to find that any day would be Sunday for them, or that he Fourth, or any other holiday, would ive them a day off. It is required that ny railroad company shall give immediate notice at the office of any accident happening on its line-immediate, at least, etween 8 A. M. and 11 P. M.

The commission has appointed Travis I. Whitney secretary. His salary is fixed ly law at \$6,000. Mr. Whitney got on the b immediately and was at the office last night until 11. He also said that he would back at 8 o'clock this morning. Mr. Whitney was assistant secretary of the (itizens' Union and for the last four years has represented that organization during the session at Albany. He has had the confidence of Gov. Hughes and his work in erreting out jokers in bills has attracted ttention. He is 32 years old, was born in ndiana and is a graduate of the Harvard law school, class of 1893. He married tosalle Loew, the woman lawyer. His ap-

cintment is attributed to Gov. Hughes. A counsel, who will get \$10,000 a year, has ret to be appointed Oliver C. Semple, who was an assistant under Corporation Counsel Rives, was in consultation with the comnission vesterday and there was a rumor

hat he would be the man. Another thing the new commission did vas to retain Chief Engineer George C. Rice and his entire staff and direct them to entinue their work in regard to subways and other matters formerly under the Rapid Transit board. Mr. Rice's salary s \$15,000 a year and his assistant, Alfred raven, gets \$7,000. They have a force of

20 men. The five commissioners have already ecided to take no summer vacations.

"We are going to have two or three meetngs a day until we can get at hearings Commissioner Bassett said after vesterday's meeting. "We are going to keep ght on, regardless of vacations and hours, his summer at least." When asked if the commission expected

improve transit conditions in Brooklyn and Manhattan Mr. Bassett said:

"We certainly do expect to improve hem. A great deal can undoubtedly be done in improving the method of carrying people over existing tracks and more peorle can be accommodated. Much of the congestion can be prevented with the existing facilities. Until now no one has had adequate power to do this. The State ailroad board could not enforce its orders. We are not necessarily going to compel he use of the existing facilities to their ullest extent, but to the extent that public ravel demands. We can't do everything

Mr. Bassett said that the board had no lecided which problem to take up first. Already letters are pouring in from citizens. but Chairman Willcox refused to give out the text of any of them yesterday. One nan wants the Lexington avenue subway ian adopted and built at once. Another asked that the bridge jam be ended by o-morrow.

While these are not in the nature of formal complaints the new law provides that any Citizen may make a complaint regarding a common carrier and its service to the commission and then requires the commission to forward a copy of the complaint immediately to the railroad corporation, accompanied by an order requiring that such matters complained of be remedied or that the charge be answered by said corporation in writing within a specified

State Civil Service Commissioner R. C. E. Brown had a talk with the commission vesterday regarding the immense clerical force

to be employed. Comptroller Metz announced yesterday that there was a balance of \$400,000 left over from the appropriation for the old rapid transit board which might be used for the expenses of the commission, but he is going to find out about it first from Corporation Counsel Ellison. Mr. Metz had previously announced that he wouldn't pay out a cent for the commission until the constitutionality of the law was tested. Yesterday he sent a letter to Mr. Ellison containing four questions addressed to him by Commissioner Bassett, asking whether the unused moneys of the old board would be available, whether present employees could be paid under some temporary plan, whether the offices of the old rapid transit board could be used, and he had any suggestions which would facilitate the beginning of the commission's work. In his letter to the Corporation

Counsel Mr. Metz said So far as the law relates to the city of New ork I have come to the conclusion, after mature consideration, that there is a grave lestion as to the constitutionality of the act. therefore request that at your earliest venience you advise me as to its contutionality, and if constitutional should be the policy of the city of New York th reference thereto.

Mr. Metz concluded by saying that he did not want to pay out money and then have his authority questioned legally, and to show that he had no personal feelings in the matter he gave out a statement expressing his approval of the personnel of the commission

For Coolness and Comfort.

The amber depths of a sparkling highball are never so delightful as when it's made of Mt. Verton Fure Rye. The Pure Food Law made no change in this label.—Adv.

and stating that the two Brooklyn members | TO EVANGELIZE FIFTH AVENUE

The first application for a franchise was

F. B. Behr, the monorail man. He wants

UP-STATE BOARD AT WORK.

tained-No Complaint From Commuters.

ALBANY, July 2.- The new up-State pub-

ic utilities commission got down to work

to-day and took its first official action in

determining to retain the following former

employees of the old State Railroad Com

mission: Steam railroad inspector, J. D.

Shultz; inspector of electrical roads, C R.

Barnes; expert inspector of accidents, E. F.

Van Hoesen; locomotive boiler inspector,

G. P. Robinson; superintendent of grade

crossing bureau, A. H. Suitermeister; in-

salaries of these employees for the present

would remain as before, but that they were

subject to revision. He also announced

that Commissioner Decker had been ap-

pointed chairman of another sub-committee

on the matter of railroad tariff schedules

which under the new law must be filed

with the Public Service Commission by

November 1 next. Chairman Stevens has

received a telegram from the representa-

tives of the freight agents of the trunk

lines, who want to confer with him and the

commission as to the forms of schedules

to be adopted in following out this pro-

vision of the law. Commissioner Decker

will look into the matter for the commission

Chairman Stevens was asked if the com-

plaints of the commuters residing in Yon-

kers and Mount Vernon against the New

York Central Railroad for the raising of

rates had been brought to the commission's

attention and said that no formal com-

COMMUTERS PLEA TO GOVERNOR.

the Central-Threaten Retaliation.

tion of the railroad. Acting Mayor Clarke

suggested that if Gov. Hughes or the utili-

ties commission could not give immediate

relief the Board of Aldermen pass an ordi-

nance regulating the rate of speed of trains

passing through Mount Vernon and have

the police enforce it. Mayor Clarke was

sure that this would bring the railroad

In the resolutions it is declared that the

New York Central, through the advertising

of its rates to Mount Vernon and other-

wise, induced thousands of people to move

to this city, and that those advertised rates

and other statements made by the New

York Central in seeking concessions from

the city caused the citizens to believe that

the former rates of commutation would be

reduced when the electrification of the sys-

tem was completed; and it is pointed out that

the rate of commutation between New York

and Mount Vernon has been increased

"greatly to the detriment of the citizens who

daily travel on the Harlem division of said

road and to the injury of the interests of

the citizens of Mount Vernon at large," and

tended to Mount Vernon "the train service

still remains unsatisfactory." This treat-

ment is condemned as "unjust and un-

warranted," and a plea is made for "a square

EXPECTS MANY FIRES TO-MORROW

Chief Croker Sends Out Warning Abo

Carelessness on the Fourth.

that he expected there would be an unpre-

cedented number of fires to-morrow be-

cause of the great heaps of refuse and

garbage that have accumulated both in

The Fire Department, he said, had made

extraordinary preparation for an emer-

gency. The entire force will be on duty

for twenty-four hours, beginning at 8 A. M

to-morrow. The extra engines from the

double crews downtown will be moved up-

town to prospective danger points and

quartered in the streets in front of fire

The public, Chief Croker said, could help

the firemen greatly if they would observe

few simple precautions. He asked that

all piles of garbage, waste and paper in

cellars and back yards be thoroughly soaked

to prevent ignition from sparks and fire-

works. If a tiny fire starts which can be

extinguished with a pail of water don't

call out the firemen. They will be busy

with real fires. The chief also urged that

all downtown business houses should

tightly close all windows and shutters to

prevent the entrance of any sparks, as a fire

in a downtown store might gain tremendous

headway before being discovered, since all

FLEEING FROM GUATEMALA.

Men With Money Getting Out of Danger of

Arrest by President Cabrera.

Tapachula, Mex., situated near the Guate-

mala border, says that refugees are

pouring into that town from Guatemala

Many of these exiles belong to families

that were possessed of much wealth in

land and money when recently President

Cabrera became suspicious of their loyalty

to his administration and caused score

of innocent people to be arrested and their

It is stated by these latest arrivals from

Guatemala that a reign of terror exists

in that country and that the situation in

the territory adjacent to the Mexican

border is particularly distressing. Many

of the wealthy planters are abandoning

their homes and getting out of the country

taking their families and all the ready

cash that they can command with them.

In most instances Paris and other places

in Europe are the destination of these exiles.

A number, however, have gone to New

Orleans and New York to remain until

there is a change in the condition of affairs

The Guatemalan Government is erecting

strong defences about all the towns situated

along the Mexican border. It is stated

that this is being done through fear of

war with Mexico, but the object is to be

able to repel any revolutionary invasion

The Hudson River Day Line Steamer "Albany" makes Special Excursions to Poughkeepsle one hour after first morning boat. MUSIC.—Ade.

MEXICO CITY, July 2.- A despatch from

hands are off for the day.

property confiscated.

in their home country.

from this quarter.

the streets and the back yards.

Fire Chief Edward Croker said yesterday

officials to terms.

plaint had yet been filed.

Chairman Stevens announced that the

spector of grade crossings, J. E. Brazee.

Flatbush avenue.

nade to the new commission yesterday by PRESBYTERIAN CHURCH TO IN-CREASE ITS ACTIVITIES. permission for a line from Coney Island to

> Special Sunday Evening Services for the First Time With Famous Men as Preachers-Also an Assistant Minister to Look After Folks in the Big Hotels.

> The Fifth Avenue Presbyterian Church s to break away from the extreme conservatism that has always marked its career and undertake in a popular way the evangelization of non-churchgoers who live in the district around Fifth avenue and Fifty-fifth street. As one member of the session put it yesterday, the church is going to attempt to fulfil its mission in the community.

A notice sent out to the members of the church by a committee of the session says that the session some time ago adopted at the suggestion of the pastor the Rev. Dr. J. Ross Stevenson, the following policy as being the most feasible for the future life and work of the church:

"To make our church a great evangelical, evangelistic and missionary centre, in connection with which the superb building in its ideal location will be used to the greatest advantage to give the gospel to the world. On account of the investment represented in the location and in the equipment of our church nothing less than a great enterprise can justify the retention of this valuble property.

In keeping with this policy, the committee announces, the number of elders and deacons in the church was increased. Theannouncement continues:

"After much serious thought and earnest prayer 't has been decided to go still further and carry out as far as possible the general policy so heartily and unanimously adopted. re responsible."

Up to this time there has been no regular evening service in the Fifth avenue church. The Sunday church worship has consisted of the old conservative morning and afternoon services, which have been attended largely by pewholders. At the Sunday evening evangelical service all the pews will be thrown wide open. The will not only be preaching of an evangel al character, but singing by a chorus f at least fifty voices. This chorus, it is nderstood, will be under the leadership of one of the city's best known musical directors

"The Sunday morning service," says the announcement, "will be continued along the present lines, and we shall rely upon our own church members for its loyal support, as well as for the support of the Sunday

It is proposed to make the Sunday afternoon service attractive to the non-churchgoers in the neighborhood by getting the services of "eminent men" who will give a series of discourses. These discourses will be along the line of religious instruction. The announcement is made that the Rev. Hugh Black, late of the Free St. George's

In addition to this the church proposes to iraugurate a special course of Bible study and religious instruction for young people, especially students coming to this city who need a church home. The ministerial force will be increased, probably doubled.

elergymen devote practically all of his time to the guests at the hotels in the neighborhood. Among these are the St. Regis, the Gotham, the Netherlands, the Savoy and the new Plaza. It is the belief of the governing officers of the church that the interest of the church in the hotel life of the community will constantly increase, and that when the system is once established it will take one man's time to look after this phase of the evangelical plan alone.

in the rear of the present building is also un-

that the Fifth Avenue Presbyterian Church is being converted into a mission church. our old congregational life and at the same time broaden out in a way that will help us

The congregation of the Fifth Avenue Presbyterian Church is one of the wealthiest in the city. Only one church in the city exceeds it in the amount which it contributes for charitable and missionary purposes. Many of the church pews are owned by private individuals and estates.

MISHAP TO FIRE TRUCK.

Driver Forced to Run It Into Elevated Pillar to Avoid Striking Trolley Car.

street near Third avenue, turned into Second avenue on its way to a fire late yesterday afternoon just as an open southbound car bowled along without stopping. The driver, John Brennan, hurled the truck against an elevated pillar beside the northbound track to escape a collision and the shock threw rman, Timothy McFetty, into the

McFetty was thought to be badly hurt, but wouldn't go to Bellevue when an am-bulance came. The fire truck was tied to the elevated pillar to prevent being over-turned and the street car wrecking wagon had to be called out to right things.

BURGLARS USE CHLOROFORM.

Then Take the Valentines' Savings From

Mattress on Which They Were Sleeping. PATERSON, N. J., July 2. Burglars chloroformed William Valentine and his wife early this morning at their home in Suffern and took \$700 in bills which Valentine had concealed under the mattress of the bed

concealed under the mattress of the bed in which they were sleeping.

Mrs. Valentine was partially aroused by her husband's body rolling against her when the mattress was raised. She saw two legs disappearing through a window and tried to awaken her husband. When she succeeded the burglars had caught an Erie freight train that was passing and escaped.

and escaped.

The Valentines had been saving the money to build an addition to their home.

CLEVELAND TO TRY FOR TROUT. Will Whip the Streams in Central New York

UTICA, N. Y., July 2.-Ex-President Cleve-

land is expected to be at Redfield the latter part of this week, and for the following ten days or two weeks will whip the streams in that locality for brook trout. Mr. Cleveland will be the guest of John B. Davidson, a lawyer, who makes his home it Redfield, but whose office is in New York.

Mr. Davidson is an enthusiastic fisherman and owns the land on both sides of the east branch of the Salmon River for some miles This land he has converted into a park, which he keeps carefully policed, and no one is allowed to fish upon the preserve unless be has a special permit. Mr. Cleveland had al' arrangements completed for a visit to Redfield a few weeks ago, when he was taken ill. This necessitated a postponement until this week.

Mr. Davidson, in anticipation of the coming of his guest, has kept his preserve carefully guarded so far this season. Not a single fish has been taken from the Salmon River this spring, and to those who hold permits Mr Davidson has sent word that the preserve will not be open until after July 20.

This will be the first time that Mr. Cleveland has fished in Central New York.

G. E. ROBERTS, BANK PRESIDENT. Director of Mint to Succeed Eckels as Head

of Commercial National, Chicago. WASHINGTON, July 2. - George E. Roberts, Director of the Mint, will resign soon to become president of the Commercial National Bank of Chicago, succeeding the late James H. Eckels.

Mr. Roberts left at midnight for New York, where he will meet the bank's representatives to-morrow. He has had the offer under consideration for some time, and the Anal decision has been waiting upon the consolidation of the Commercial National with the Continental National Bank.

Mr. Roberts was appointed Director of the Mint at the beginning of President McKinley's Administration and has made an excellent record. He attracted the attention of President McKinley by his writings in favor of the gold standard. As an authority on finance and a writer on financial subjects he ranks high

CHICAGO, July 2 .- At an informal meeting of the Commercial National Bank to-day the question of a successor to the late President James H. Eckels was discussed, but no decision was reached. It is expected that George E. Roberts, Director of the Mint, will be selected. His name has been under consideration with four others, but Chairman MacVeagh of the bank said to-day that the position has not been tendered

O. & W. TRAIN WRECKED.

in Sullivan County Before Being Ditched. MIDDLETOWN, N. Y., July 2.-Passenger train No. 3, on the New York, Ontario and Western Railroad, was wrecked this afternoon, near Roscoe, Sullivan county.

Had Unloaded Most of Its Summer Boarders

The train left Weehawken at 12:30 P. M. heavily loaded with summer boarders and arrived in this city at 3:30 this afternoon, fifty minutes late. When it left this city the train was composed of an engine and combination baggage and mail car and nine day coaches carrying about five hundred passengers. The majority of these, however, left the train at stations in Sullivan county before the accident oc-

When the train left Livingston Manor an hour late it was composed of the locomotive and five cars. The accident occurred at a switch just south of Roscoe. At the division headquarters in this city it was said that the locomotive and two cars left the track and that no one was injured. A wrecking train and a special train of coaches have been sent to the scene

P. R. R. BXPRESS WRECKED.

Fast Buffalo Train Hits a Freight in the Yards at Sunbury-Three Dead.

SUNBURY, Pa., July 2.- The Buffalo express on the Pennsylvania Railroad, northbound, was wrecked near here early this afternoon.

Luke Eyeru of Bloomsburg, express messenger; J. F. McElvany of Williamsport, fireman, and Frank T. Hunter of Philadelphia, baggage master of the express, were killed. None of the injured is expected to die.

The express was behind time and had got a clear board at the signal tower below the entrance to the vards, a mile from here A freight train had got permission to cross over from one track to another and was supposed to have finished the movement but it had not quite cleared the main track when the passenger train struck it. The cars were piled high and the crash was heard far away. A relief train was ordered out by local

officials and was hurried to the wreck.

JURY HAS HOLMES CASE.

if There is a Conviction Renewed Efforts Will Be Made to Try Haas and Peckham.

WASHINGTON, July 2 .- The case of Edwin S. Holmes, Jr., who was indicted jointly with Moses Haas and Frederick A. Peckham of New York for conspriacy to defraud the Government in the use of Government cotton statistics, was given to the jury at 3 o'clock this afternoon, and at 10 o'clock it was locked up for the night without having reached an agreement.

The trial had lasted nearly four weeks. If a conviction is secured, renewed efforts will probably be made to bring Haas and Peckham from New York for trial. So far they have successfully resisted extradition. At the beginning of to-day's session Attorney Worthington for the defence and Special Attorney Beach for the Government made their closing arguments on their prayers to the jury, and the charge was then delivered by Justice Stafford.

School Lost in Connecticut River.

DROWNED WHILE CANOEING. Two Young Professors of Mount Harmon

CINCINNAII, July 2.- Early this afternoon

White, furniture manufacturers, suddenly The half dozen stories tumbled into a

were discharged in an hour. Edward Ready, aged 30, the only one seriously hurt, suffered injuries which are not believed to be fatal.

Poland Water, Nature's Cure, rest Spring Water in the World. Park & Tilford, ker, Merrall & Condit Co., Poland Spring Co., 0 Broadway, N. Y.—Ads.

U. S. SUES ALL EXPRESS COS.

Demands Abolition of Franking Privileges Under Repburn Act.

CHICAGO, July 2.-Action against all the leading express companies of the United States was brought in the United States Circuit Court to-day by District Attorney Sims, acting under orders of Attorney General Bonaparte.

Injunctions are asked to restrain the companies from granting franks to their employees and others in violation of the Hepburn act, which makes the express companies common carriers.

This is the first case against an expres company brought under the new law.

All the companies involved filed answers with the clerk to-day and admitted the truth of the discrimination charges, with the exception of the United States company, which contends that it is not a common carrier.

The defendant companies are the United States, National, American, Wells-Fargo and Adams companies.

SPECIAL SESSION CALLED. Governor Summons Legislature for July 8 -Purpose Not Specified.

ALRANY, July 2 .-- Gov. Hughes issued thi afternoon a cal! for a special session of the Legislature to convene in Albany on Monday, July 8, at 8:30 o'clock.

in his call the Governor does not designate the subjects the Legislature shall points than the Oakland and San Francisco consider, preferring to wait until it convenes, when by special message he will ask that the reapportionment of Senatoria! districts be taken up, and perhaps a new direct primary nomination bill.

He will also send to the Senate the names of the Public Service Commissioners for confirmation.

The call for the special session was merely

a formal notice.

NOT DELMAS, ANYHOW, Whoever Handies Thaw's Case Next Time -Attempt to Hurry Trial Dropped.

Harry K. Thaw's lawyers have given up the idea of trying to force District Attorney Jerome to put Thaw on trial in October. Lawyers Dan O'Reilly and A. Russell Peabody called on Acting District Attorney Smyth yesterday and announced that the application made to Justice McCall last week, which was to have been argued this morning, would be withdrawn. The idea was to get a court order directing that Thaw be tried in October. The lawyers said that they had made up their minds that Mr. Jerome would deal fairly with Thaw. Mr. Jerome has announced that Thaw would not be tried before October.

Thaw's lawyers said yesterday that as yet no chief counsel had been selected for

"One thing is certain," said Lawyer O'Reilly; "the lawyer who will have charge of the case will not be from California."

His Itinerary for the Voyage Down the OYSTER BAY, July 2. - Details of the Presi-

THE PRESIDENT'S TRIP WEST.

dent's Western trip after leaving Oyster Bay next September were given out to-day President Roosevelt terminates his vacation on September 29; then he will start for Canton, Ohio, where he will make an address at the unveiling of the McKinley national monument on September 30.

Leaving Canton after the ceremony, the President will go to Keokuk. Ia., reaching here at 9 A. M. October 1, and after a stay the steamboat Mississippi, arriving at St Louis, Mo., at 10 A. M. October 2. He will leave for Cairo, Ill., at 3 P. M., reaching the latter city at 9 o'clock the next morning. Two hours later he will leave Cairo for Memphis, where he will remain for three hours on October 6, leaving in the afternoon for Washington. He will make no stops on the

The President will make brief addresses at Cairo and Memphis.

JEROME CAMPAIGN FUND. \$4,500 Residue Sent to Reformatories

-Total Amount Not Stated. District Attorney Jerome has sent the following letter to the heads of the insti-

tutions named in it:

During my last campaign for the office District Attorney there was sent to me personally a large amount of money for the purposes of that campaign. Of this fund there remains a residue of \$4,551.66. I have been endeavoring for a long time to deter-mine upon a use for that residue which might be regarded as carrying out the general purposes of those who subscribed to the fund, and have finally concluded that no better use could be found for it, nor any use more nearly in accord with the purpose which must be conceived to have animated those who subscribed, than that of aiding wise administration of the criminal law in fore determined to divide the residue among the three institutions devoted to the care of the youthful offender, viz., the Catholic Protectory, the Juvenile Association and the Jewish Protectory and Aid Society. Accordingly, you will receive from Mr. Gans, who has been the custodian of the fund, a check for \$1,517.22.

Mr. Jerome never made public the names of the persons who contributed to his cam-paign, but it is said the fund amounted to more than \$100,000.

PRESIDENT AMADOR DUE. Going to Europe for a Vacation of Several

The Hamburg-American liner Prinz Joachim, due here to-day from Colon and West Indian ports, has aboard Dr. Manuel West Indian ports, has aboard Dr. Manuel Amador, President of the little republic of Panama. He is going to Europe on a vacation of several months and is accompanied by his family. One of his sons who is with him will make an effort to get the good will of the European Powers for Panama and will stay abroad somewhat longer than the doctor. longer than the doctor

SERVES HIS DAY IN JAIL. Rich Montana Land Fencer Goes Behind the Bars for 24 Hours and Pays \$700 Fine.

HELENA, Mon. July 2 .- Joseph T. Carroll, the rich Butte merchant, who last was convicted of illegally fencing public lands and who was sentenced to twenty-four hours in iail and pay a fine of \$:00, was last night and to-day a prisoner in the county jail here.
The fine was paid to-day and he was re-

leased to-night Rector Helps Lay Cornerstone of a Theatre.

The Rev. Horatio W. Maguire, rector of Calvary Episcopal Church, Bayonne, N. J., was the principal speaker at the cornerstone laying yesterday afternoon of the new Bayonne theatre at Avenue C and Twentysixth street. He said playhouses devoted to high class productions are needed in every city and that all should enjoy the privilege of a hearty laugh. He said there is no more powerful factor for the good or evil of the people than the theatre.

TERMS FOR MR. ROCKEFELLER?

PRICE TWO CENTS.

CONFERENCE OF LAWYERS IN CHI-CAGO SO INTERPRETED.

Bellef There That Standard Oil Attorneys Asked the Government to Spare Mr. Rockefeller From Testifying-Doubt That Any Arrangement Was Made.

CHICAGO, July 2.-John D. Rockefeller. who is at his home at Cleveland, pleaded through his attorneys to-day to be shielded from the publicity of an appearance in court.

The final plea was made in the office of District Attorney Sims late to-day when a secret conference was held between the Government lawyers and the counsel for Mr. Rockefeller.

Every precaution was taken to prevent the conference from becoming public. It was held behind locked doors at an hour when the District Attorney has usually gone to dinner.

At the conference were District Attorney Sims, Assistant District Attorney Wilkerson, Attorney John S. Miller, who represented the Standard Oil Company in the recent case before Judge Landis; Attorney Rosenthal, his colleague in the case, and Albert D. Eddy, Western representative of the oil interests

The conference was sought by the Standand Oil representatives. They had talked the matter over, supposedly in the office of Attorney Eddy, in the Commercial National Bank building. Then in a body the Stan 1ard Oil counsel went over to the office

of District Attorney Sims. Word was left at Mr. Eddy's office that they had gone to see Judge Landis. The Judge is in Wisconsin.

The only statement the Standard Oil attorneys would make was:

"We called on the District Attorney to talk over the procedure for Saturday." "Will Mr. Rockefelier appear in court Saturday?" Mr. Miller was asked.

"I do not know." "Will he accept the service of a suboena?" "I cannot say. I am not his attorney.

have nothing to do with any case except that of the Standard Oil Company of Indiana. In the District Attorney's office the only

information to be had was that the conference was over the matter of procedure. The only matter of procedure which could now occasion a secret conference is the appearance of John D. and William

Rockefeller. All the other witnesses have been summoned. The matter of how the questions shall be put to the witnesses is largely in the hands of the Court. The question of the appearance of the president of the Standard Oil Company of New Jersey could be

put in two forms. One would be this: "If the Government will withdraw its deputies Mr. Rockefel'er will appear before

Judge Landis Saturday and accept service of the subp ena.

desired evidence

The other would be: "If the Government will withdraw its deputies and not insis, on the appearance of Rockefeller other witnesses will give the

It is said that District Attorney Sims will efuse to enter into such a compromise CLEVELAND, July 2 .- The United States is besieging Forest Hill, the summer home of John D. Rockefeller. Deputy Marshals are guarding the exits lest Mr. Rockefeller. who is believed to be concealed on the estate. escapes.

Supt. Jones of Forest Hill this afternoon instructed Pat Lynch, the lodge keeper, to lock the big iron gates at the main entrance and to admit no one. The force of guards was doubled at all entrances Several newspaper reporters were pitched out bodily.

Seated in a big armchair on the lawn near the Rockefeller house is Frank Schwenter, United States Deputy Marshal. He has been on guard since this morning and he has orders to remain all night

Frank H. Chandler, United States Marshal, went with Schwenter when he was put on guard. Chandler left and when he returned this afternoon admission was denied. Later B. A. Fish, another deputy, tried to get past the gate, but failed. Fish walked around to the side, vaulted a fence. forded a stream and gave Schwenter his supper. After a few minutes he retreated from the grounds.

TRENTON, N. J., July 2.-United States Marshal Thomas J. Olcott returned to Trenton to-night, after making an unsuccessful attempt to serve a subporna on John D. Rockefeller at his Lakewood home. There was apparently no reason for believing that Mr. Rockefeller was at Lakewood, but when the marshal received the summons from Chicago he went straight to Lakewood. He found the Rockefeller residence barred and locked. From the caretaker he learned that all of Mr. Rockefeller's mail coming to Lakewood was forwarded to 26 Broadway, and from there was sent to Mr. Rockefeller.

TARRYTOWN, N. Y., July 2.-Six men, strangers here, were seen about the Rockefeller estate to-day. They walked about the grounds and even went close to the house. When John D. Rockefeller, Jr., came home this evening he said they probably were process servers looking for his father.

PITTSFIELD, Mass., July 2.—Deputy United States Marshal Charles L. Frink of North Adams arrived here to-night on the 10:15 o'clock trolley. He is supposed to have come to serve a subprena on John D. Rockefeller, who is still thought to be at Taconic Farm, the home of his daughter. Mrs. E. Parmalee Prentice. It is said that an officer from Boston will arrive early in the morning with the papers and that an understanding has been reached for service at Taconic Farm to-morrow.

PICKEREL DROWNS HIS CAPTORS.

Darts Under Boat to Which Line Is Fastened and Overturns the Boat.

CHIPPEWA LAKE, Mich., July 2 .- A fifteen pound pickerel, hooked on a trolling line attached to a small boat, darted under the boat, doubling the line under the keel, and upset the boat, drowning Mrs. George Cutler and Charles T. Chambers, both of Ionia.

The accident occurred some time Monday. The cause of it was not known until searching parties with grappling irons to-day brought the fish to the surface dead and still attached to the hook and line.

t is our purpose to introduce a special Sunday evening service which, with inspiring music and stirring gospel preach-

Mount Vernon Aldermen Resolve Against MOUNT VERNON: N. Y., July 2 .- Indignant over the action of the New York Central ing, will be intended to reach the great Railroad in raising its commutation rates mass of non-churchgoers who live in close the Mount Vernon Board of Aldermen toproximity to our church and for whose night passed resolutions appealing to Gov. evangelization we are in such large meas-Hughes and the Public Service Commission. The Aldermen were loud in their denuncia

evening service."

three months, beginning November 1.

It is proposed to have one of the assistant

Another thing that the governing body of the church is considering in connection with the general plan is to have the doors of the church always open for the public, with a clergyman continually on duty to receive those who enter. The question of establishing permanent church offices

der consideration. "The public," said one member of the ession yesterday, "shouldn't get the idea What we are trying to do is to continue

to fulfil our mission in the community."

Fire Truck 7, stationed in Twenty-eighth

EAST NORTHFIELD, Mass., July 2 -- Philip Green and David A. Durward, two young professors at the Mount Harmon school for boys, lost their lives while canoeing on the Connecticut River this afternoon The bodies have not been recovered Prof. Green was 24 years old, and home was in North Bridgeton, Me. was graduated from Bowdoin College 1904. He planned to go to-morrow to Cambridge, where he was to prepare to

> agricultural school with Cornell University in 1906 After all. USHER'S the Scotch

enter Harvard for a post-graduate course.
Prof Durward came from Claremont,
N. H He was 25 years old, and was grad-

TELEGRAPH STRIKE LIKELY

ONE AGREED ON FOR JULY 8, CHICAGO REPORTS.

Men Here Are Warlike and Conservatives Are Having Trouble Keeping the Men in Line-Service to the Pacific Coast Reported to Be Without Delay.

CRICAGO, July 2.-A strike against the Western Union and the Postal Telegraph companies, it is said here, has been agreed on for Monday, July 8.

The only alternative to this programme

is that the companies shall rescind their

order not to treat with committees of their employees or receive union members bearing grievances in behalf of a discharged The executive committee will recommend that the local ratify their decision to strike against the companies at once, and not wait

part of the general struggle against the companie, for recognition. Westey Russel, general secretary-treas urer of the national union, admitted that President Small issued a strike order spreading the strike to three more important

for the national officers to call the strike as a

He refused, however, to name the cities marked for the strike, but said that the strike would be kept in the territory west of Chicago. Omaha, Kansas City and St. Louis, with strike headquarters located in Chicago, are thought to be the cities included in President Small's strike order.

The next day or two will determine whether the differences between the Commercial Telegraphers' Union and the Western Union can be patched up through the efforts of disinterested outsiders aided by conservative members of the union. The strike feeling among the members of the union has been growing rather than diminishing. The Commercial Telegraphers' Union is comparatively young and a great many of its members seem to want a test of its strength.

The conservative element, however, is of the belief that the trouble in San Francisco can be settled without extending the strike and will make every effort to prevent one. United States Labor Commis sioner Neill was in this city for a few hours on Monday, and after a conference with President Clowry of the Western Union company returned to Washington Con-Clowry said that he would live up to his letter to Mr. Neil! which the executive committee of the telegraphers looked on as a settlement of the trouble. He took the ground, however, that the ordering of the strike in San Francisco was a violation of the spirit of the letter. One of the memhers of the executive committee said vester-

day evening. "A plan is under way, we have been given to understand, to settle the strike in San Francisco. If it succeeds the nine telegraphers who were discharged in New York and whose reinstatement is asked will. I believe, be reinstated. We have not had any direct conference with Col. Clowry, but peace generally with the company depends on the outcome of the San Francisco strike. If it is not settled there may be a fight which will extend all over the country, and which I for one would like to

The following telegram was sent yesterday by President Clowry of the Western Union company to B. Brooks, general superintendent in New York; T. P. Cook. general superintendent in Chicago; J. Levin, general superintendent in Atlanta, and Frank Jaynes, general superintendent

in San Francisco: The notice to accept business for San Franrisco and Oakland subject to delay is with drawn. General Superintendent Jaynes reports that the business for San Francisco and Oakland is moving without delay, that ten out of thirteen branch offices in San Francisco have been reopened and that nine of the strikers have been reinstated upon their

own application. NEW FERRYBOATS IN COLLISION. Scare on the Crowded Scranton When She

Hit the Scandinavia. Two of the Lackawanna's new ferryboats, the Scandinavia and the Scranton, collided about 6:30 o'clock last night just outside the Barclay street slip.

The Scandinavia, in command of Pilot Maher, left the Hoboken side at 6:22 with only a few passengers. There was a strong ebb tide, and as she neared the Manhattan side a tow, northbound, ran across her

The Scranton, loaded with commuters, was just leaving her slip at the foot of Barclay street and was obliged to veer to the south to escape the tow. When she came out from behind the tow she was only a few feet from the Scandinavia, which was being carried downstream broadside on. Pilot Hollenback of the Scranton called for full steam back, but it was too late. The Scranton hit her sister boat just about amidships. The Scandinavia careened little. The crew hastened to assure the few passengers on board that there no danger, and there was no trouble

But the crowd on the Scranton started a rush for the stern and for a few seconds things looked panicky. The cooler heads among the passengers turned in and helped the crew restore order. Part of the Scran-ton's guardrail was torn off and one of her gateposts was snapped in two. She went on to the Hoboken slip. The Scandinavia steamed into the Barclay street slip. Her joiner work was broken a little and there was a small hole in the side above the waterline. She went

back to Hoboken and was tied up for re-pairs. The Scranton continued to run until 8 o'clock, when she also was laid off. 30 CAUGHT IN FALLING HOUSE. Six Story Building Tumbles Into Excavation -Only One Man Injured.

the brick building occupied by Levi &

deep excavation adjoining that is being made for a new building for the Second National Bank. Fifty persons were caught in the wreck nd. incredible though it seems, not a life as lost. Only half a dozen of the injured men, all negroes, were badly enough hurs to go to a hospital, and of these all but one

The financial loss will not exceed \$20,000.